

Sector

PATENT

Attorney Docket No. CNA-135

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Michael Y. Frankel)
Serial No.: 09/628,261) Group Art Unit: Unassigned
Filed: July 28, 2000) Examiner: Unassigned
For: OPTICAL POWER TRANSIENT)
CONTROL SYSTEM AND METHOD)

Attn: Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir/Madam:

TRANSMITTAL LETTER

Applicant encloses the following documents in response to the Notice To File Missing
Parts Of Application dated September 19, 2000:

1. Response To Notice To File Missing Parts Of Application (in duplicate, with
authorization to charge our Deposit Account);
2. Form PTO-1533;
3. Executed Declaration and Power of Attorney;
4. Assignment to CIENA Corporation;
5. Recordation cover sheet (in duplicate, with authorization to charge our Deposit
Account); and

Certification Under 37 C.F.R. Section 1.10

I hereby certify that this Transmittal Letter and the documents referred to as enclosed therein is being deposited with the United States
Postal Service on this 17th day of November, 2000, in an envelope marked as "Express Mail Post Office to Addressee" Mail Label Number
EL620454174US addressed to Commissioner of Patents and Trademarks, Washington, D.C. 20231.

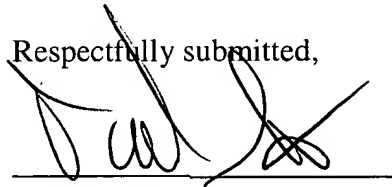
Carol S. Parker-Hines
(type or print name of person mailing paper)
(signature of person mailing paper)

6. A check in the amount of \$1,132.00 for application filing fee, additional claim fee and surcharge identified on the attached Form PTO-1533.

If there are any other fees due in connection with the filing of this response, please charge such fees to our deposit account. If a fee is required for an extension of time under 37 C.F.R.

1.136 not accounted for above, such an extension is requested and the fee should also be charged to our Deposit Account.

Respectfully submitted,

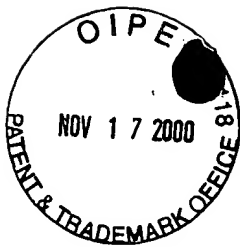


Dated: November 17, 2000

By:

David L. Soltz
Reg. No. 34,731

CIENA Corporation
Legal Department
1201 Winterson Road
Linthicum, MD 21090
Tel.: (410) 865-8078
Fax: (410) 865-8001



PATENT
Attorney Docket No. CNA-135

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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|--|---|----------------------------|
| In re Application of: Michael Y. Frankel |) | |
| |) | |
| Serial No.: 09/628,261 |) | Group Art Unit: Unassigned |
| |) | |
| Filed: July 28, 2000 |) | Examiner: Unassigned |
| |) | |
| For: OPTICAL POWER TRANSIENT |) | |
| CONTROL SYSTEM AND METHOD |) | |

Attn: Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir/Madam:

RESPONSE TO NOTICE TO FILE
MISSING PARTS OF APPLICATION

In response to the communication of September 19, 2000, Applicants submit a Declaration/Power of Attorney for filing in the above-identified application, and a copy of the Notice of Missing Parts.

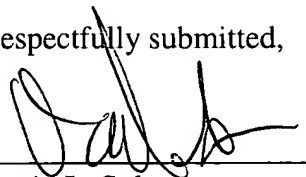
The undersigned hereby declares that "Attorney Docket No. CNA-135 on page 1 of the inventors' Declaration, filed on November 17, 2000, corresponds to Application No. 09/628,261, filed on July 28, 2000, entitled "Optical Power Transient Control System and Method." Please associate the enclosed declaration with the above-identified application.

If there are any other fees due in connection with the filing of this response, please charge the fees to our Deposit Account. If a fee is required for an extension of time under 37 C.F.R. § 1.136 not accounted for above, such an extension is requested and the fee should also be charged to our Deposit Account.

Respectfully submitted,

Dated: November 17, 2000

By:



David L. Soltz
Reg. No. 34,731

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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/628,261 | 07/28/2000 | Michael Y. Frankel | CNA 135 |

David L Soltz Esq
Ciena Corporation
1201 Winterson Road
Linthicum, MD 21090

FORMALITIES LETTER



OC000000005410647

Date Mailed: 09/19/2000

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 690 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$312.
 - \$312 for 4 independent claims over 3 .
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1132.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

11/24/2000 WKOROMA 00000035 500308 09628261
01 FC:102 320.00 OP
02 FC:105 130.00 OP
03 FC:101 28.00 CH 682.00 OP

9/19/00